

BILL

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

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To close Varney Street, S.E. located in between Wheeler Road, S.E. and 13<sup>th</sup> Street, S.E. and a dead end segment of Wahler Place, S.E. located to the east of Wheeler Road, S.E., to accept the dedication of land for several new minor streets and alleys in Squares 5920 and 5928 (S.O. 00-86)

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,  
that this act may be cited as the “Closing and Dedication of Streets and Alleys in Squares 5920 and 5928, S.E., Act of 2001.”

Sec. 2. The Council of the District of Columbia finds that:

(a) The proposed street closings are for the purpose of effecting minor reconfigurations in the existing streets to facilitate the redevelopment of land in Squares 5920 and 5928 for a new mixed-income residential community.

(b) The purpose of the proposed street dedications is to make public several new minor streets and alleys which have been constructed as part of the new development.

Sec. 3. (a) Pursuant to section 302(c) of the Street and Alley Closing and Acquisition Procedures Act of 1982, effective March 10, 1983 (D.C. Law 4-201; D.C. Code § 7-442(3)) (“Act”), and notwithstanding the requirement set forth in section 304 of the Act (D.C. Code § 7-444), that in any one block length, a minor street shall be 75 feet wide, the Council accepts the dedication of land necessary to create several minor streets in Squares 5920 and 5928, as shown on the Surveyor’s plat filed under S.O. 00-86.

(b) Pursuant to sections 401 and 405 of the Act (D.C. Code §§ 7-451 and 7-455), the minor streets created by the dedication of land in subsection (a) of this section shall be designated Blakney Lane, Wahler Court and Cole Boulevard.

Sec. 4. Notwithstanding section 212 of the Act, if an abutting property owner files an objection to this street closing pursuant to sections 210 and 211 of the Act, the Surveyor shall record the alley closing plat prior to the payment of any damages assessed through an *in rem* proceeding. The objecting property owner shall retain the right to seek damages under section 211 of the Act, and the alley closing applicant shall be fully responsible for any damages that may be assessed by the court in an *in rem* proceeding.

Sec. 6. The Council adopts the fiscal impact statement in the committee report as the fiscal impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, approved December 24, 1973 (84 Stat. 813; D.C. Code § 1-233(c)(3)).

Sec. 7. The Secretary to the Council shall transmit a copy of this act, upon its effectiveness, each to the District of Columbia Surveyor, the Office of Planning, the Building and Land Regulation Administration of the Department of Consumer and Regulatory Affairs, and the District of Columbia Recorder of Deeds.

Sec. 8. This act shall take effect upon its approval by the Mayor (or in the event of veto by the Mayor, action by the Council to override the veto), approval by the Financial Responsibility and Management Assistance Authority as provided in section 203(a) of the Financial Responsibility and Management Assistance Act of 1995, approved April 17, 1995 (109 Stat. 116; D.C. Code § 47-392.3(a)), a 30-day period of Congressional review as provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C. Code § 1-233(c)(1), and publication in the District of Columbia Register.